

Code, which is incorporated by reference. See §113.44, Vessel Requirements, and §113.46, Cargo Requirements.

(b) Any cask or container containing radioactive substances, together with any attachments thereto, may not weigh more than 150 tons.

(c) For the purpose of approval of shipments and prior notification of radioactive substances under the IMDG Code, Panama Canal waters will be considered a country en route. Notification shall be given to Canal authorities 30 days in advance of the arrival of the vessel in Canal waters for all fissionable materials, in order that approval may be given by the Marine Safety Advisor, or his designee, to transit such cargoes.

(d) Vessels carrying nuclear materials shall be required to provide current proof of financial responsibility and adequate provision for indemnity covering public liability and loss to the United States or any agency thereof, comparable in general scope to the protection afforded under section 170 of the United States Atomic Energy Act of 1954, as amended, 68 Stat. 919, 71 Stat. 576, or consistent with international practice and standards as set forth by the Treaty Concerning the Permanent Neutrality and Operation of the Panama Canal. Vessels shall also be required to furnish the Commission with the results of cargo radiation survey reports in accordance with the standards in IMO class 7.

(e) For the following radioactive substances, not less than 48-hour advance information required under §123.4 shall be provided, indicating the specifics required by the IMDG Code:

(1) Low Specific Activity Substances or Low Level Solid Radioactive Substances as specified in Class 7 schedules 5, 6, and 7 of the IMDG Code.

(2) Radioactive Substances carried in limited quantities as specified in Class 7 schedules 1, 2, 3, and 4 of the IMDG Code.

(Approved by the Office of Management and Budget under control number 3207-0001)

[50 FR 19679, May 10, 1985, as amended at 54 FR 37327, Sept. 8, 1989]

PART 115—BOARD OF LOCAL INSPECTORS: COMPOSITION AND FUNCTIONS

Sec.

115.1 Board of Local Inspectors.

115.2 Composition of the Board.

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AUTHORITY: 22 U.S.C. 3778; E.O. 12215, 45 FR 36043, 3 CFR, 1980 Comp., p. 257.

SOURCE: 31 FR 12310, Sept. 16, 1966, unless otherwise noted.

§115.1 Board of Local Inspectors.

There is hereby continued the Board of Local Inspectors of the Panama Canal Commission, constituted as provided in §115.2, which shall perform, conduct and execute—

(a) The investigations called for by 22 U.S.C. 3778;

(b) The functions and responsibilities with which it is vested by this part and by parts 117 and 119 of this chapter; and

(c) Such other duties in matters of a marine character as it may be assigned from time to time by the Administrator.

[63 FR 2142, Jan. 14, 1998]

§115.2 Composition of the Board.

(a) The Board of Local Inspectors, referred to in this part as “the Board,” shall, except as otherwise provided in paragraph (b) of this section, consist of the following officials who shall serve in the capacities stated:

(1) Chairman, Board of Local Inspectors.

(2) Canal Operations Captain, as member.

(3) Senior Canal Port Captain, as member.

(b) In the absence of the Chairman, or where the subject matter or circumstances of a particular accident warrant such action, the Maritime Operations Director may designate an alternate to replace any official regularly serving on the Board.

(c) Any accident investigation or other proceeding may, in the discretion of the Chairman, be conducted by one

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or more officials of the Board. The report of any such investigation or proceeding is subject, however, to the requirements of Part 117 of this subchapter.

[35 FR 12274, July 31, 1970, as amended at 46 FR 63187, Dec. 30, 1981; 55 FR 11909, Mar. 30, 1990; 63 FR 2142, Jan. 14, 1998; 63 FR 18837, Apr. 16, 1998; 63 FR 33854, June 22, 1998]

§ 115.3 Employment of inspectors and examiners.

The Board may employ or assign such inspectors and examiners as it may require in the inspection of vessels and in the classification and licensing of pilots, masters, mates, and engineers.

§ 115.4 Recorder of Board; duties.

There shall be a Recorder of the Board, whose duty it shall be to keep a record of its proceedings; of all applications for licenses; of those issued or refused; suspended, extended, or modified; together with the name, grade, and serial number of all such licenses; and of all casualties, collisions, foundering, sinkings, fires and other disasters or matters of interest that may come before the Board. Under the direction of the Chairman he shall prepare, submit, and register all licenses and certificates of inspection, and the reports mentioned in this part or in Part 117, 119, or 121 of this chapter, and shall perform such other duties as may be directed by the Chairman.

§ 115.5 Recorder may administer oaths.

The Recorder is authorized to administer the oaths required for the completion of official documents of, or which are presented to, the Board.

CROSS REFERENCE: For authority of the Board to administer oaths, see 2 C.Z.C. 1101, 76A Stat. 38.

§ 115.6 Assistance of owners or operators and masters.

Owners or operators and masters of vessels shall render all requested assistance to the Board in its investigations and inspections, and shall, when requested, put machinery and gear in operation when necessary to demonstrate the efficiency of the machin-

ery, equipment, appliances or other gear.

§ 115.7 Inspection of records of Board.

All official records and documents in the office of the Board, after official action thereon has been concluded, shall be open to public inspection and examination in the office of the Board.

PART 117—MARINE ACCIDENTS: INVESTIGATIONS; CONTROL; RESPONSIBILITY

Sec.

117.1 Investigation of marine accidents.

117.1a Scheduling of investigations.

117.1b Rights of party in interest.

117.2 Change in physical status of property affected by accident forbidden.

117.3 Reports by Board to the Administrator.

117.4 Reports of accidents by officer in command to Board.

117.5 Control of wrecked, injured, or burning vessels.

117.6 Liability of vessel for injury to Canal structures or equipment.

AUTHORITY: 22 U.S.C. 3778; E.O. 12215, 45 FR 36043, 3 CFR, 1980 Comp., p. 257.

SOURCE: 46 FR 63188, Dec. 30, 1981, unless otherwise noted.

§ 117.1 Investigation of marine accidents.

(a) Whenever, within Panama Canal waters, including the locks of the Canal, a vessel, or its cargo, crew, or passenger, meets with a serious marine accident, or whenever, within the harbors, anchorages, and areas adjacent thereto, including the ports of Balboa and Cristobal, there is a serious marine accident involving Commission personnel or equipment, the Board of Local Inspectors shall promptly investigate in detail the conditions and circumstances under which such accident occurred.

(b) Any other marine accident occurring in such waters may be investigated by the Board at the discretion of the Maritime Operations Director.

(c) The Master of a vessel involved in a marine accident may request an investigation of an accident not considered by the Board to fall within paragraph (a) of this section. The request must be addressed to the Chairman of the Board, and must be in writing. If